

## **MINUTES**

### **MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON LOCAL GOVERNMENT**

**Call to Order:** Chairman John Esp, on March 13, 2009 at 3:00 P.M.,  
in Room 405 Capitol

#### **ROLL CALL**

**Members Present:**

Sen. John Esp, Chairman (R)  
Sen. Jeff Essmann, Vice Chairman (R)  
Sen. Gregory D. Barkus (R)  
Sen. Steven Gallus (D)  
Sen. Kim Gillan (D)  
Sen. Verdell Jackson (R)  
Sen. Jesse Laslovich (D)  
Sen. Bruce Tutvedt (R)

**Members Excused:** Sen. Ron Erickson (D)

**Members Absent:** None

**Staff Present:** Leanne Heisel, Legislative Branch  
Debra Polhemus, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 67, 2/20/2009; HB 129,  
2/21/2009; HB 270, 2/23/2009; HB  
428, 2/23/2009

Executive Action: HB 67 ~ DO CONCUR  
HB 129 ~ DO CONCUR  
HB 270 ~ DO CONCUR  
HB 623 ~ DO CONCUR AS AMENDED

**HEARING ON HB 270**

**Opening Statement by Sponsor:**

00:00:42 Rep. Michele Reinhart (D), HD 97, opened the hearing on HB 270, Revise flood plain laws.

**Proponents' Testimony:**

00:01:50 Todd Klietz, Flood Plains Administrator, City of Missoula

[EXHIBIT\(los56a01\)](#)

[EXHIBIT\(los56a02\)](#)

00:05:11 Laurence Siroky, Montana Department of Natural Resources and Conservation (DNRC)

**Opponents' Testimony:** None

**Informational Testimony:**

00:06:14 Vicki Watson, Professor of Watershed Quality, University of Montana (UofM)

**Questions from Committee Members and Responses:**

00:08:38 Chairman Esp  
00:09:13 Laurence Siroky, DNRC  
00:09:38 Chairman Esp  
00:10:23 Todd Klietz, City of Missoula  
00:11:14 Sen. Barkus  
00:11:34 Rep. Reinhart  
00:12:42 Sen. Jackson  
00:12:59 Todd Klietz

**Closing by Sponsor:**

00:15:45 Rep. Reinhart

**HEARING ON HB 67**

**Opening Statement by Sponsor:**

00:16:25 Rep. Tony Belcourt (D), HD 32, opened the hearing on HB 67, Rulemaking authority for Board of County Printing.

**Proponents' Testimony:**

00:17:03 Sheryl Olson, Deputy Director, Department of  
Administration  
00:19:19 John Barrows, Montana Newspaper Association  
00:20:48 Sheryl Wood, Associate Director, Montana Association of  
Counties (MACo)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

00:21:34 Rep. Belcourt  
00:21:54 Sen. Erickson arrived at committee hearing.

**HEARING ON HB 129**

**Opening Statement by Sponsor:**

00:21:58 Rep. Dennis Getz (D), HD 38, opened the hearing on  
HB 129, Revise flood plain map adoption laws.

**Proponents' Testimony:**

00:23:37 Laurence Siroky, DNRC  
00:27:12 L. Harold Blattie, MACo  
00:27:29 Todd Kleitz, City of Missoula

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:28:25 Sen. Jackson  
00:28:39 Laurence Siroky  
00:29:22 Chairman Esp  
00:29:43 Rep. Getz

**Closing by Sponsor:**

00:30:11 Rep. Getz

**EXECUTIVE ACTION ON HB 67**

00:30:57 **Motion/Vote:** Sen. Jackson moved that **HB 67 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Jackson will carry HB 67.

**EXECUTIVE ACTION ON HB 129**

00:31:33 **Motion/Vote:** Sen. Gallus moved that **HB 129 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Gallus will carry HB 129.

**EXECUTIVE ACTION ON HB 270**

00:32:12 **Motion:** Sen. Tutvedt moved that **HB 270 BE CONCURRED IN**.

**Discussion:**

00:32:22 Sen. Jackson  
00:32:30 Chairman Esp  
00:33:36 Sen. Jackson

00:33:47 **Vote:** Motion carried unanimously by voice vote. Sen. Tutvedt will carry HB 270.

**EXECUTIVE ACTION ON HB 623**

00:35:08 **Motion:** Sen. Barkus moved that **HB 623 BE CONCURRED IN**.

00:36:48 **Motion:** Sen. Barkus moved that **HB 623 BE AMENDED**.  
[EXHIBIT\(1os56a03\)](#)

**Discussion:**

00:37:03 Sen. Erickson  
00:37:37 Sen. Essmann  
00:38:23 Sen. Tutvedt  
00:39:07 Sen. Barkus  
00:40:11 Chairman Esp  
00:42:00 Sen. Essmann  
00:42:41 Chairman Esp  
00:43:29 Sen. Gillan  
00:45:11 Sen. Barkus  
00:45:34 Chairman Esp  
00:45:51 Sen. Erickson

00:47:08 **Vote:** Motion carried 7-2 by voice vote with Sens. Erickson and Laslovich voting no.

00:47:39 **Motion:** Sen. Barkus moved that **HB 623 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:48:09 Leanne Heisel

00:48:56 **Motion/Vote:** Sen. Tutvedt moved that **HB 623 BE AMENDED.** Motion carried unanimously by voice vote.  
**EXHIBIT**(los56a04)

00:49:12 **Motion:** Sen. Barkus moved that **HB 623 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:49:25 Sen. Gillan

00:49:47 Sen. Erickson

00:50:10 **Vote:** Motion carried unanimously by voice vote. Sen. Barkus will carry HB 623.

**HEARING ON HB 428**

**Opening Statement by Sponsor:**

00:50:44 Rep. JP Pomnichowski (D), HD 63, opened the hearing on HB 428, Revise requirements for technology districts.

**Proponents' Testimony:**

00:53:55 L. Harold Blattie, MACo

**EXHIBIT**(los56a05)

00:55:39 Linda Stoll, representing Missoula County

00:55:52 Chad DeLong, Missoula Area Economic Development Corporation (MAEDC)

00:58:24 E.J. Redding, representing Montana Information Technology Alliance (MITA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:59:09 Chairman Esp  
00:59:22 L. Harold Blattie, MACo  
00:59:40 Sen. Essmann  
01:00:13 Chad DeLong, MAEDC  
01:02:28 Chairman Esp

**Closing by Sponsor:**

01:02:49 Rep. Pomnichowski

**ADJOURNMENT**

Adjournment: 4:10 P.M.

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Debra Polhemus, Secretary

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Additional Documents:

**EXHIBIT ([los56aad.pdf](#))**